

Docket No.: 050103-0523

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 49745  
 Thomas P. NOLAN, et al. : Confirmation Number: 6160  
 Application No.: 10/764,602 : Group Art Unit: 1773  
 : Allowed: September 18, 2006  
 Filed: January 27, 2004 : Examiner: Bernatz, Kevin M.

**FAX RECEIVED****JAN 29 2007****OFFICE OF PETITIONS**

For: HIGHLY ORIENTED PERPENDICULAR MAGNETIC RECORDING MEDIA

**PETITION FOR WITHDRAWAL FROM ISSUE (37 CFR 1.313)**

Mail Stop 313(c)  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Attn: Mrs. Frances Hicks  
 (Facsimile: 571-273-0025)

Sir:

1. Applicant hereby petitions for the withdrawal of this application from issue.
2. The issue fee for this case
  - a. ☐ has NOT been paid, but is due for payment on .
  - b. ☒ has been paid on December 18, 2006.

This application is scheduled to

- ☒ issue on January 30, 2007.  
☒ as patent 7,169,486.

3. The reason for the request for withdrawal from issue is:

- a. ☐ there has been a mistake on the part of the Office.
- b. ☐ there has been a violation of Section 1.56, or illegality in the application.
- c. ☐ one or more of the claims are unpatentable.

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
 FACSIMILE TRANSMITTED TO THE PATENT AND  
 TRADEMARK OFFICE OF THE UNITED STATES BELOW

Kim Pollard  
 TYPE OR PRINT NAME OF PERSON SIGNING CERTIFICATION  
Kim Pollard 1/29/07  
 SIGNATURE DATE

01/30/2007 CKHLOK 00000009 500417 10764602

01 FC:1454 130.00 DA

WDC99 1342051-1 050103 0523



10/764,602

- d. ☐ for purposes of declaring an interference.
- e. ☒ other:

To consider references cited in an Information Disclosure Statement (IDS) filed concurrently with this Petition. A Request for Continued Examination (RCE) is also being concurrently filed.

4. The petition fee (37 CFR 1.17(i)) is paid as follows:

- ☐ Enclosed is a check in the sum of \$130.00.
- ☒ Charge Account 500417 the sum of \$130.00. A duplicate of this petition is attached.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

*Bernard P. Codd*

Bernard P. Codd  
Registration No. 46,429

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
Phone: 202.756.8000 BPC:kap  
Facsimile: 202.756.8087  
Date: January 29, 2007

Please recognize our Customer No. 49745  
as our correspondence address.

CERTIFICATION OF FACSIMILE TRANSMISSION

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
FACSIMILE TRANSMITTED TO THE PATENT AND  
TRADEMARK OFFICE ON THE DATE SHOWN BELOW

*Kim Pollaro*  
TYPE OR PRINT NAME OF PERSON SIGNING CERTIFICATION  
*Kim Pollaro* 1/29/07  
SIGNATURE DATE